

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

VIRAL DRM LLC,

Plaintiff,

v.

UONG SY THANH,

Defendant.

Case No.: 24-cv-00731-JSC

**[PROPOSED] ORDER GRANTING
PLAINTIFF'S APPLICATION FOR
DEFAULT JUDGMENT AGAINST
DEFENDANT UONG SY THANH**

On July 9, 2024, this Court entered default against UONG SY THANH (“THANH”) [ECF 23].

On October 3, 2024, Plaintiff Viral DRM LLC (“Plaintiff”) moved for entry of default judgment pursuant to Fed. R. Civ. P. 55(b)(2).

NOW THEREFORE, considering all papers and matters presented for good cause shown, JUDGMENT IS ENTERED IN FAVOR OF VIRAL DRM LLC AND AGAINST UONG SY THANH (“Thanh” or “Defendant”).

JUDGMENT IS ENTERED AS FOLLOWS:

A. Plaintiff's application for default judgment is GRANTED.

B. Permanent Injunctive Relief:

1. Defendant, its officers, agents, servants, employees and attorneys, and all persons in active concert or participation with any one or more of them, who receive actual notice by personal

1 service or otherwise IS HEREBY PERMANENTLY RESTRAINED AND ENJOINED from:

- 2 i. Directly or indirectly infringing Plaintiff's copyrights or continuing to market,
3 offer, sell, dispose of, license, lease, transfer, publicly display, advertise,
4 reproduce, develop, or manufacture any works derived or copied from any of
5 Plaintiff's copyrighted works or to participate or assist in any such activity;
6 and/or
7 ii. Directly or indirectly reproducing, displaying, distributing, otherwise using, or
8 retaining any copy, whether in physical or electronic form, of any copyrighted
9 works.

10 **C. Statutory Copyright Damages:**

11 1. Plaintiff shall recover \$300,000.00 in statutory damages from THANH for copyright
12 infringement.

13 **D. Statutory Damages for Removal of Copyright Management Information:**

14 1. Plaintiff shall recover \$75,000.00 in statutory damages for THANH's removal of
15 copyright information.

16 **E. Bad Faith and False Counternotice Damages:**

17 1. Plaintiff shall recover a total of \$5,000.00 in statutory damages for THANH's three bad
18 faith and false counternotices.

19 **F. Amount Plaintiff Shall Recover From the Defendant:**

20 1. Plaintiff shall recover \$380,000.00 from THANH for copyright infringement, removal
21 of copyright management information and damages for bath faith and false counternotices.

22 **G. Post-Judgment Interest:**

23 1. Plaintiff shall recover post judgment interest at the applicable rate from the date of
24 entry of this judgment.

25 **H. Order Directing Google LLC to Disclose Amount Frozen in AdSense's Accounts and**
26 **Order Directing Google LLC to Pay Over Funds to Plaintiff:**

27 1. This Order shall apply to the defendant, the defendant's YouTube channel, and any
28 other YouTube channels, websites, or financial accounts which are being used by the defendant for

1 the purpose of pirating the plaintiff's copyrighted works. Defaulting Defendants and all financial
2 institutions, payment processors, banks, escrow services, money transmitters, or marketplace
3 platforms, including but not limited to, Defendant's Google Accounts, YouTube Accounts, and
4 AdSense Accounts and their related companies and affiliates on which this court imposed restraints
5 under the Preliminary Injunction are ordered to continue those restraints until the judgment is fully
6 satisfied the funds restrained to satisfy the monetary judgments and pay those funds over to Plaintiff.

7 2. Within five business days of being served this judgment, Google LLC is ordered to
8 provide Plaintiff with the balances of the accounts that Google LLC froze.

9 3. Within five business days thereafter, Google LLC shall pay over the amounts in those
10 accounts in satisfaction of the judgment. If, after paying over the amounts in those accounts, the
11 judgment remains unsatisfied in whole or in part, then the restraint shall continue in place until the full
12 amount of the judgment owed to the Plaintiff is satisfied.

13 This is a FINAL JUDGMENT for which execution shall issue.

14 The Court denies all relief not granted in this judgment.

15 **SO ORDERED.**

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17 DATED:

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19 UNITED STATES DISTRICT JUDGE
20 HON. JACQUELINE SCOTT CORLEY
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